

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL
: :
v. : :
: :
JONATHAN BERBERENA : NO. 09-95

ORDER

AND NOW, this 28th day of July, 2009, upon
consideration of Berberena's motion to dismiss the indictment
(docket entry #23), the Government's response, the reply thereto,
and for the reasons in the accompanying Memorandum, it is hereby
ORDERED that the defendant's motion is in all respects DENIED.

BY THE COURT:

 \s\Stewart Dalzell